IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY EIGHTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE BILAL NAZKI

and
THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 13241 of 2004

Between:

M.Kondaiah S/o M.Rajaiah
Chittapur Village,Dubbaka Mandal Medak District

..... PETITIONER

AND

1 K.Manik Rao TheMotor Vehicle Inspector
Siddipet, Medak District
2 The Commissioner Transport Govt.of Andhra Pradesh , Hyderabad

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ order or direction more particularly in the nature of writ of Mandamus declaring the seizure of Petitioner's vehicle bearing No.AP-23T-3019/3020 dt. 01/04/2004 as illegal and improper and consequently direct the respondents to receive the tax without penalty and to release the vehicle bearing no.AP-23T-3019/3020 .

Counsel for the Petitioner:MR.KOTAGIRISREEDHAR, Advocate.

Counsel for the Respondent No.: GP FOR TRANSPORT

The Court made the following :

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ORDER : (Per Sri Bilal Nazki, J).

Heard learned Counsel for the parties.

It appears that a Tractor has been seized for violating the conditions of permit and for some other alleged offences. In the interest of justice, we dispose of this Writ Petition at this stage, directing release of vehicle subject to payment of an amount of Rs.6,000/- (Rupees Six thousand only) by the petitioner, without prejudice to his rights in the enquiry and further subject to filing an undertaking to the effect that he shall not alienate or in any way encumber the vehicle.

Writ Petition is accordingly disposed of. No costs.

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(BILAL NAZKI, J)

28th July, 2004.

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(S.ANANDA REDDY, J)

ajr.

To

1 TheMotor Vehicle Inspector, Siddipet, Medak District
2 The Commissioner Transport Govt.of Andhra Pradesh , Hyderabad.

3 Two C.Cs. to the G.P. for Transport, High Court buildings,

Hyderabad (O.U.T.)

4 Two C.D. copies.